

FILED
CLERK'S OFFICE
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

2004 JUL 12 P 4:45

U.S. DISTRICT COURT
DISTRICT OF MASS.

KENT GARVEY, ON BEHALF OF
HIMSELF AND ALL OTHERS
SIMILARLY SITUATED,

Plaintiff,

v.

JAMES ARKOOSH, SAMUEL
BELZBERG, PETER KLEIN AND
DIOMED HOLDINGS, INC.,

Defendant.

CIVIL ACTION NO. 1:04CV10438
RGS

MOTION FOR ADMISSION PRO HAC VICE

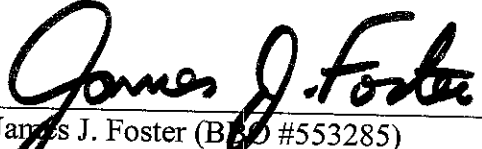
As counsel for Defendants Peter Klein and Diomed Holdings, Inc., I move this Court, pursuant to Local Rule 83.5.3(b), to permit Brian E. Pumphrey (an attorney with the law firm of McGuireWoods, LLP, having its offices at One James Center, 901 East Cary Street, Richmond, VA 23219) to appear and practice in this case. My grounds for this motion are:

1. My Notice of Appearance is being filed with this motion. See Local Rule 83.5.3(b)(3).
2. Attorney Pumphrey sets forth in his accompanying Declaration that (a) he is a member in good standing of the bar in every jurisdiction in which he has been admitted to practice; (b) there are no disciplinary matters pending against him; and (c) he is familiar with the local rules of this Court.

I request that Attorney Pumphrey be granted permission to represent Defendants Peter Klein and Diomed Holdings, Inc. in this action.

Respectfully submitted,

Date: July 12, 2004


James J. Foster (BBO #553285)
WOLF, GREENFIELD & SACKS, P.C.
500 Atlantic Avenue
Federal Reserve Plaza
Boston, MA 02210
Tel.: (617) 646-8000
Fax: (617) 646-8646